IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

GORDON R. SIMMONDS,	§	
TDCJ-CID NO.932489,	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION NO. H-05-4254
	§	
CALVIN L. BLAKE, JR.,	§	
Defendant.	§	

ORDER OF DISMISSAL

For the reasons stated in the Opinion on Dismissal entered this date, this civil action is DISMISSED without prejudice to refiling after payment of the entire \$250.00 filing fee.

SIGNED at Houston, Texas, on January 4, 2006.

MELINDA HARMON

UNITED STATES DISTRICT JUDGE